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Sector 5

Our Docket No: 42390P12320

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Monte Rhoads

Examiner: Not yet assigned

Application No.: 09/967,032

Art Unit: Not yet assigned

Filed: September 28, 2001

For: POWER MANAGEMENT SYSTEM TO SELECT
A POWER STATE FOR A NETWORK
COMPUTER SYSTEM BASED ON LOAD

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION
(FILING DATE GRANTED)

Assistant Commissioner for Patents
Box Missing Parts
Washington, D.C. 20231

DATE OF MAILING
37 C.F.R. § 1.8 (a)
hereby certify that this correspondence is
being sent by first class mail
and is addressed to the Assistant Com-
missioner for Patents, Washington, D.C. 20231.

December 31, 2001
Date of Deposit
Krista Matheson
Name of Person Mailing Correspondence
Krista Matheson
Signature
12/31/01
Date

Sir:

In response to the Notice to File Missing parts of Application (Filing Date Granted) mailed October 29,
2001, please find enclosed:

- (1) a duly executed Declaration and Power of Attorney with respect to the above-referenced patent application;
- (2) a check in the amount of \$130.00 in payment of the surcharge of 37 C.F.R. § 1.16(e);
- (3) a copy of the Notice to File Missing Parts of Application.

If any additional fee is required, please charge Deposit Account No. 02-2666. A duplicate of this Response is enclosed for deposit account charging purposes.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: 12-31-01

Brent E. Vecchia

Brent E. Vecchia
Reg. No. 48,011

12400 Wilshire Blvd., 7th Floor
Los Angeles, California 90025-1026
(303) 740-1980

Docket No.: 42390P12320
Application No.: 09/967,032

#2



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/967,032	09/28/2001	Monte J. Rhoads	42390P12320

CONFIRMATION NO. 4834

FORMALITIES LETTER



OC000000006991095

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Seventh Floor
12400 Wilshire Boulevard
Los Angeles, CA 90025-1026

Date Mailed: 10/29/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

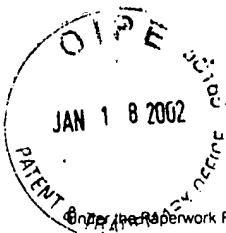
An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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PTO/SB/17(09-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL FOR FY 2002

TOTAL AMOUNT OF PAYMENT (\$) \$ 130.00

Complete if Known:

Application No. 09/967,032
Filing Date September 28, 2001
First Named Inventor Monte Rhoads
Group Art Unit Not Yet Assigned
Examiner Name Not Yet Assigned
Attorney Docket No. 42390P12320

METHOD OF PAYMENT (check one)

1. ☒ [X] The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666
Deposit Account Name _____

- ☒ [X] Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 (37 C.F.R. § 1.8 (a))

FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being sent by First Class Mail with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner, Patent and Trademark Office, Washington, DC 20231.

2. ☒ X Payment Enclosed:
☒ X Check
_____ Money Order
_____ Other

Date of Deposit

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
101	740	201	370	Utility application filing fee	_____
106	330	206	165	Design application filing fee	_____
107	510	207	255	Plant filing fee	_____
108	740	208	370	Reissue filing fee	_____
114	160	214	80	Provisional application filing fee	_____
SUBTOTAL (1)					<u>\$ 0.00</u>

Name of Person Mailing Correspondence

Signature

2. EXTRA CLAIM FEES

		Extra Claims		Fee from below		Fee Paid	
Total Claims	_____	- 20** =	_____	X	_____	=	_____
Independent Claims	_____	- 3** =	_____	X	_____	=	_____
Multiple Dependent	_____		_____		_____	=	_____

**Or number previously paid, if greater; For Reissues, see below.

Large Entity		Small Entity		Fee Description
Code	Fee (\$)	Code	Fee (\$)	
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	**R issu ind pend nt claims over original patent
110	18	210	9	**R issu claims in xc ss of 20 and ov r original pat nt

SUBTOTAL (2) \$ 0.00



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FEE CALCULATION (continued)

3. ADDITIONAL FEES

<u>Larg Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fee Paid</u>
<u>Fee Code</u>	<u>Fee (\$)</u>	<u>Fee Code</u>	<u>Fee (\$)</u>		
105	130	205	65	Surcharge - late filing fee or oath	<u>\$130.00</u>
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	_____
139	130	139	130	Non-English specification	_____
147	2,520	147	2,520	For filing a request for ex-parte reexamination	_____
099	8,800	099	8,800	Request for inter partes reexamination	_____
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	_____
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	_____
115	110	215	55	Extension for response within first month	_____
116	400	216	200	Extension for response within second month	_____
117	920	217	460	Extension for response within third month	_____
118	1,440	218	720	Extension for response within fourth month	_____
128	1,960	228	980	Extension for response within fifth month	_____
119	320	219	160	Notice of Appeal	_____
120	320	220	160	Filing a brief in support of an appeal	_____
121	280	221	140	Request for oral hearing	_____
138	1,510	138	1,510	Petition to institute a public use proceeding	_____
140	110	240	55	Petition to revive unavoidably abandoned application or unavoidably delayed payment of issue fee	_____
141	1,280	241	640	Petition to revive unintentionally abandoned application or unintentionally delayed payment of issue fee	_____
142	1,280	242	640	Utility issue fee (or reissue)	_____
143	460	243	230	Design issue fee	_____
144	620	244	310	Plant issue fee	_____
122	130	122	130	Petitions to the Commissioner	_____
123	50	123	50	Petitions related to provisional applications	_____
126	180	126	180	Submission of Information Disclosure Stmt	_____
581	40	581	40	Recording each patent assignment per property (times number of properties)	_____
146	740	246	370	For filing a submission after final rejection (see 37 CFR 1.129(a))	_____
149	740	249	370	For each additional invention to be examined (see 37 CFR 1.129(b))	_____
179	740	279	370	Request for Continued Examination (RCE)	_____
169	900	169	900	Request for expedited examination of a design application	_____

Other fee (specify) _____

Other fee (specify) _____

SUBTOTAL (3) \$ 130.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: Brent E. Vecchia

Signature: Brent E. Vecchia

Date: 12-31-01

Reg. Number: 48,011

Telephone Number: 303-740-1980